

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Confirmation No.: 2037

Shigeyuki YOKOYAMA, *et al.*

Date: February 6, 2009

Serial No.: 10/532,948

Group Art Unit: 1656

Filed: January 9, 2006

Examiner: Kagnew H. Gebreyesus

For: **METHOD OF EXPRESSING PROTEINS COMPRISING NON-NATURALLY  
OCCURRING AMINO ACIDS**

**VIA EFS –WEB**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. § 1.116**

Sir:

This Amendment follows and is submitted in view of an Advisory Action mailed December 12, 2008, describing that a previous Amendment mailed December 4, 2008 (filed in response to final Office Action mailed August 7, 2008) for the above-identified application did not place the application in condition for allowance. Reconsideration of the application is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

\_\_\_ If checked, "Small Entity" status is claimed.

	No. Claims After Amendment		Highest No. Previously Paid For		Extra Present		Rate	ADDIT. FEE
TOTAL	12	MINUS	20	* =	0	X	(\$26 SE or \$52)	\$ 0
INDEP	4	MINUS	4	** =	0	X	(\$110 SE or \$220)	\$ 0
First Presentation of Multiple Dependent Claim						X	(\$190 SE or \$380)	\$
* not less than 20      ** not less than 3							TOTAL	\$ 0

A Request for Continued Examination under 37 C.F.R. § 1.114, a Supplementary Information Disclosure Statement, under 37 C.F.R. §§ 1.56, 1.97 and 1.98, and a Petition for Extension of Time, pursuant to 37 C.F.R. § 1.136(a), for two (2) months, from December 7, 2008 to and including February 7, 2009, along with the proper corresponding fees, are being submitted with this Amendment. The appropriate fee of \$810 for the Request for Continued Examination,

pursuant to 37 C.F.R. § 1.17(e), and the appropriate fee of \$980 for three months (\$1,110 - \$130 already paid for one month) for the Petition for Extension of Time, pursuant to 37 C.F.R. § 1.17(a)(2), are being submitted. Credit card payment in the amount of \$1,790.00 is submitted via EFS-WEB to cover the calculated fee.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

### **SUMMARY OF AMENDMENTS**

1. ☐ If checked, an abstract (an amended abstract) is submitted herewith.
2. ☐ If checked, amendment(s) to the drawings are submitted herewith.
3. ☐ If checked, amendment(s) to the specification are submitted herewith.
4. ☒ If checked, amendment(s) to the claims are submitted herewith.